

States District Court for the Eastern District of Kentucky. The United States filed this action pursuant to Section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b) for civil penalties and injunctive relief.

Gallatin Steel (Gallatin) was issued a synthetic minor source permit by the Kentucky Division of Air Quality (KDAQ) in 1993. The complaint alleged that Gallatin exceeded its minor source permit limit for nitrogen oxides (NO_x) and carbon monoxide (CO) from its electric arc furnaces (EAFs); violated NO_x emissions limits at its reheat furnace; constructed emissions units of regulated pollutants without a permit; started up the EAFs without operating its emission control equipment in violation of its permit; and circumvented the Clean Air Act's requirements to assure Prevention of Significant Deterioration (PSD) of air quality in violation of Section 165 of the Clean Air Act, 42 U.S.C. 7475, and 401 KAR 51:017, Section 8(1).

The consent decree provides that Gallatin will pay a civil penalty of \$450,000 and will perform a Supplemental Environmental Projects (SEP) designed to reduce NO_x and CO at the Gallatin facility. The cost to Gallatin for the SEP will be not less than \$750,000. The consent decree does not provide for injunctive relief because Gallatin received and is in compliance with a PSD permit issued from KDAQ.

The Department of Justice will receive, for a period of 30 days from the date of this publication, comments relating to the proposed consent decree. Comments should be addressed to the Attorney General for the Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to: *United States v. Gallatin Steel Company* DOJ Ref. #90-5-2-1-2115.

The proposed consent decree may be examined at the Office of the United States Attorney, Eastern District of Kentucky, 110 West Vine, Lexington, Kentucky 40596 and at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005, (202) 624-0892. A copy of the proposed consent decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005. In requesting a copy, please refer to the referenced case and enclose a check in the amount of \$7.00 (25 cents per page

reproduction costs), payable to the Consent Decree Library.

Joel Gross,

*Chief, Environmental Enforcement Section,
Environment and Natural Resources Division.*

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Clean Air Act

Notice is hereby given that on March 31, 1999, the United States lodged a proposed consent decree with the United States District Court for the Western District of Wisconsin, in *United States v. Prairie Sand & Gravel, Inc.*, Civil No. 98 C 0586 -S, under section 113(b) of the Clean Air Act, 42 U.S.C. 7413(b). The proposed consent decree resolves certain claims of the United States against Prairie Sand & Gravel, Inc., arising out of its grain transfer facility located at St. Feriole Island in Prairie du Chien, Wisconsin. Under the proposed Consent Decree PS&G will pay the United States a \$115,000 penalty as well as perform injunctive relief.

The Department of Justice will receive comments relating to the proposed Consent Decree for 30 days following publication of this Notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, United States Department of Justice, P.O. Box 7611, Ben Franklin Station, Washington, DC 20044-7611, and should refer to *United States v. Prairie Sand & Gravel, Inc.*, Civil No. 98 C 0586 -S, 90-5-2-1-2218. The proposed Consent Decree may be examined at the Office of the United States Attorney for the Western District of Wisconsin, Madison, Wisconsin; the Region V Office of the United States Environmental Protection Agency, 77 West Jackson Boulevard, Chicago, Illinois 60604; and at the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005, telephone number (202) 624-0892. A copy of the proposed Consent Decree may be obtained in person or by mail from the Consent Decree Library, 1120 G Street, NW, 3rd Floor, Washington, DC 20005. In requesting a copy, please enclose a check for reproduction costs (at 25 cents per page) in the amount of \$6.50 for the Decree, payable to the Consent Decree Library.

Bruce S. Gelber,

Deputy Chief, Environmental Enforcement Section, Environment and Natural Resources Division.

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DEPARTMENT OF JUSTICE

Notice of Lodging of Consent Decree Pursuant to the Comprehensive Environmental Response, Compensation and Liability Act of 1980

In accordance with Departmental policy, 28 CFR 50.7, and 42 U.S.C. 9622(d)(2), notice is hereby given that on March 24, 1999, a Consent Decree was lodged in *United States v. Ribi Immunochem Research, Inc. et al.*, Civil Action No. 98-55-M-LBE, with the United States District Court for the District of Montana.

The Consent Decree resolves contribution claims brought on behalf of the National Institutes of Health ("NIH") against defendants Charles Mann, Mary Louise Mann, and Bitterroot Valley Sanitary Landfill, Inc under Sections 107 and 113 of the Comprehensive Environmental Response, Compensation and Liability Act of 1980, as amended ("CERCLA"), 42 U.S.C. 9607 and 9613, with respect to the Bitterroot Valley Sanitary Landfill and surrounding areas (the "Site"). The Site is located in Hamilton, Montana. Under the proposed consent decree, defendants Charles Mann, Mary Louise Mann, and Bitterroot Valley Sanitary Landfill, Inc will pay \$440,000 in contribution for response costs incurred by the National Institutes of Health ("NIH") for response costs incurred in connection with the Site.

The Department of Justice will receive comments relating to the proposed Consent Decree for a period of thirty days from the date of publication of this notice. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, Department of Justice, Washington, D.C. 20530, and should refer to *United States v. Ribi Immunochem Research, Inc.*, Civil Action No. NO.98-55-M-LBE, DOJ Ref. No. 90-11-3-1713. The proposed Consent Decree may be examined at the office of the United States Attorney, District of Montana, United States Attorney's Office, Russell Smith Courthouse, 201 E. Broadway, Room 210 Missoula, Montana 59802. Copies of the Consent Decree may also be examined and obtained by mail at the Consent Decree Library, 1120 G Street, N.W., 3rd Floor, Washington, D.C. 20005 (202-624-0892). When requesting a copy by mail, please enclose a check in the amount of \$3.25 (twenty-five cents per page reproduction